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Secretary for  
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Protection

# California Regional Water Quality Control Board Central Valley Region

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Governor

APPROVED

Staff

Supervisor

29 May 2009

Mr. Terry Rodrigue  
Director of Public Works  
City of Lincoln  
600 Sixth Street  
Lincoln, CA 95648

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## **TENTATIVE ADMINISTRATIVE CIVIL LIABILITY ORDER FOR MANDATORY MINIMUM PENALTIES, CITY OF LINCOLN WASTEWATER TREATMENT PLANT, PLACER COUNTY**

Enclosed is a tentative Administrative Civil Liability Order (Tentative Order), issued pursuant to California Water Code (CWC) section 13385, for violations of Waste Discharge Requirements 5-01-242 (NPDES No. CA0084476) by the City of Lincoln's (Discharger's) Wastewater Treatment Plant. The Tentative Order assesses civil liability in the amount of **ninety-nine thousand dollars (\$99,000)** for effluent limit violations that occurred from 14 March 2003 through 30 April 2008 and that are subject to mandatory minimum penalties under CWC section 13385.

This Tentative Order, which constitutes a settlement of the violations charged in Complaint R5-2008-0569, authorizes the Discharger to dedicate a portion of the penalty amount to fund a Supplemental Environmental Project (SEP) pursuant to California Water Code section 13385(l). The SEP that the Discharger has been permitted to fund with a portion of the penalty amount is the Auburn Ravine Water Quality and Stream Ecology Monitoring Program.

This Tentative Order may become final after a 30-day period, starting from the date listed above, during which time interested parties may comment on this action by submitting information to this office, attention Barry Hilton. Should the Central Valley Water Board receive new information during this comment period, the Central Valley Water Board may withdraw the tentative Order.

Any comments or evidence concerning the enclosed Tentative Order must be submitted to this office, attention Barry Hilton, **no later than 5 p.m. on 29 June 2009**. This includes material submitted by interested parties, including members of the public, who wish to comment on the proposed settlement.

In order to conserve paper and to reduce mailing costs, paper copies of the Tentative Order have been sent to the Discharger only. The full text of the Tentative Order is available on the Central Valley Water Board's website at:

<http://www.waterboards.ca.gov/centralvalley/tentative>

Anyone may request a paper copy of the Tentative Order by calling the Central Valley Water Board staff listed below.

If you have any questions or comments regarding the tentative ACL Order, please contact Barry Hilton at (916) 464-4762.

WENDY WYELS

Supervisor

Compliance and Enforcement Section

Enclosure: Tentative ACL Order

cc w/o encl: Ms. Pamela Creedon, Central Valley Water Board, Rancho Cordova  
Mr. Kenneth Landau, Central Valley Water Board, Rancho Cordova  
Mr. Kenneth Greenberg, USEPA, Region 9, San Francisco  
Mr. Patrick Pulupa, Office of Chief Counsel, SWRCB, Sacramento  
Mr. Reed Sato, Office of Enforcement, SWRCB, Sacramento  
Ms. Lori Okun, Office of Chief Counsel, SWRCB, Sacramento  
Ms. Emel Wadhwani, Office of Chief Counsel, SWRCB, Sacramento  
Ms. Carol Oz, Department of Fish and Game, Region 2, Rancho Cordova  
Placer County Department of Environmental Health, Auburn  
Mr. Bill Jennings, California Sport Fishing Protection Alliance, Stockton  
Mr. Chant Leavell, Lincoln High School Science Department. Lincoln  
Mr. Jack Sanchez, Save Auburn Ravine Steelhead and Salmon, Auburn